

Workshop 5:30 pm – 6:45 pm
Cable Franchise Agreement

MINUTES
TOWN OF LYONS

MONDAY, APRIL 17, 2017 AT 7:00 PM

SHIRLEY F. JOHNSON COUNCIL CHAMBER
LYONS TOWN HALL, 432 5TH AVENUE, LYONS, COLORADO

I. Roll Call and Pledge of Allegiance

Roll Call.

Present: Mayor Pro Tem Greenberg, Trustee Mike Karavas, Trustee Juli Waugh, Trustee Kerr, Trustee Barney Dreistadt, Trustee Wendy Miller. **Absent:** Mayor Connie Sullivan.

II. A Reflective Moment of Silence

III. Approve Agenda

Motion: Trustee Dreistadt moved to approve the Agenda

Action: Approve, **Moved by** Trustee Barney Dreistadt, **Seconded by** Trustee Juli Waugh.
Motion passed unanimously.

IV. Boulder County Sheriff's Report, Sgt Bill Crist

Sgt Crist reported on the following;

- ✓ Drug take back day will be May 29, 2017, from 10:00 am to 2:00 pm at the Lyons Sub Station
- ✓ Traffic Calming meeting went very well, approximately 25 residents. Sgt Crist thanked staff and residents for coordinating the meeting. Low cost options are to restripe areas for greater visibility, replacing traffic signs that need to be replaced, necking down the road, stop sign placement, using a counter for a study – pre summer and different locations in town and then in the busy season, portable speed bumps – expensive but could be a short term fix. Inherently it boils down to too many cars in a small space – a possibility might be to work with CDOT to synchronize the lights through town. Signs at the end of Main Street showing both directions will take you to Estes Park.

V. Staff Reports

1. Bohn Park ball fields and Skate Park Update

Town Administrator Simonsen reported if the town were to build the softball fields an approximately \$245,000 would be received from the towns insurance, ball field bids by DeFalco received months ago are no longer valid; ball fields involve over-lot grading, irrigation and utilities. Town Administrator Simonsen stated the insurance company has not issued an official extension and the money will be lost if not used. If there is enough in the

cash flow model to make sure we obtain the remainder of the insurance money. Town Administrator Simonsen stated the cash flow model will show if we can make this work, we have approximately \$12,000,000 to work with right now, this would be for the Mc Connell Bridge, Apple Valley water line, water and wastewater lines for Eastern Corridor, Bohn Park, Pedestrian Bridges and the Northern Overflow project would be approximately \$8,000,000. Town Administrator Simonsen stated staff would work on getting the cash flow analysis ready for a meeting in May.

BOT and Staff discussion concerning Bohn Park. The BOT directed Director of Parks and Public Works Cosgrove to bring back a cash flow analysis in May.

2. RV Dump Presentation - Community Programs/Relations Director Mitchell presented the following sites for the RV Dump relocation

- ✓ Move RV Dump station to Bohn Park. Could hook up to new sewer lines being installed as part of Phase I. Could be ready by June/July. Minimal cost implications. Improve signage.

- ✓ Wastewater Treatment Plant – put a spot/space in the current parking lot/area. Minimal cost implications. Timeline...could be done in reasonable timeframe. Easier for turn around. Improve signage

- ✓ Eastern Corridor. Could put out there – would be cost effective, if included in first phase. We should have sewer on both sides. Might need to involve CDOT – for acceleration/deceleration lanes. Timing, however, would not be ready till Dec 2018. Depending on growth and future of Eastern Corridor, could it have an economic benefit?

- ✓ Railroad Ave/Park Ave – utilizing one of the more southeast spaces.

BOT and Staff discussion concerning cost scenarios, locals having access to the dump station and deferring to staff for the best location, this is not an economic driver, using Lavern Johnson Park until a permanent location can be determined, looking at a space at Bohn Park next year where the park host could look after it.

3. Town Administrator Simonsen informed the BOT of the upcoming DHESM Site Visit on May 10, 2017 and CDBG-DR Final Monitoring today April 17, 2017. Town Administrator Simonsen stated the visit went smoothly and they are pleased with the policy and procurement, staff was prepared for them to be here, the one in May will be a big visit for significant compliance.

4. Overview of the Annexation Process for Planet Bluegrass Farm, presented by Town Clerk Anthony. Discussion included the March 20, 2017 Substantial Compliance Resolution, April 24, 2017 PCDC meeting – PCDC will send their recommendations on the annexation to the BOT, BOT May 1, 2017 meeting for first reading on Ordinances for eligibility for compliance to regulations, annexation, zoning and scheduling the July 11, 2017 Election for this annexation and the public hearing for these ordinance also on May 15, 2017.

5. Kudo's to employee Toby Russell for the creation of a new standardized form for grants, this makes it much easier for staff.

VI. Audience Business 7:54 pm

I. Lavern Johnson, Lyons, reported Christina Wells will receive the Boulder County Award for Historic Preservation on the Lyons Depot on May 15, 2017.

II. Ian Brighton, Lyons, thanked Mayor Pro Tem Greenberg and Sgt Crist for the help with the traffic calming; they exceeded my expectations.

III. Board and Commission Updates

1. Parks and Recreation – Chair Doug Stahl

Parks Chair Doug Stahl gave the BOT a brief update on the following projects, completion of LaVern Johnson Park, Bohn Park Final Design and Construction, Lyons Valley River Park Final Design and Bid Process, Deed Restricted Buyout Property planning process, Lyons Good Old Days, Lyons Outdoor Games along with pathways, sidewalks, footbridges and pedestrian safety.

Staff and BOT discussion concerning cash flow analysis, ball fields at Bohn Park, Good Old Days, Chamber and local residents involvement with Good Old Days planning, Lyons Outdoor Games, friendly paths around town, possible subcommittee for the pathways.

IV. Consent Agenda

1. Resolution 2017-44, a Resolution Approving Boulder County Sustainability Matching Grant for Sustainability Coordinator
2. Resolution 2017-45, a Resolution Supporting and Approving the Grant Application to EcoCycle INC, for a Zero Waste Event in Sandstone Park
3. Resolution 2017-37, a Resolution Approving Change Orders, 77, 118, 119, 120 and 121 to the Contract with Krische Construction for Phase II Construction of LaVern M. Johnson Park, Formerly Known as Meadow Park
4. Resolution 2017- 46, a Resolution Amending Resolution 2017-43 and Approving a Professional Service Agreement with Poysti and Adams LLC to Perform Financial Audit Services to the Town of Lyons for the Year 2017, With Automatic Renewals for Each of the Subsequent Four Fiscal Years
5. April 2017 Accounts Payable
6. April 3, 2017 BOT Meeting Minutes

Trustee Karavas asked to have item #3 Resolution 2017-37 pulled from the Consent Agenda

Motion: Trustee Dreistadt moved to approve the Consent Agenda items 1, 2, 4, 5, and 6

Action: Approve, **Moved by** Trustee Barney Dreistadt, **Seconded by** Trustee Mike Karavas.

V. General Business

1. Discussion and direction to Staff concerning Cable Franchise Agreement with Lyons Communications

Town Attorney Guckenberger summarized the work session and asked the BOT if they wanted a formal or informal process for the cable franchise agreement and if they wanted an executive session at the May 1, 2017 meeting concerning the agreement. The BOT did not have any follow up questions from the work session.

After BOT discussion it was agreed that the BOT wanted to pursue an informal process with Lyons Communications and an executive session being the first item on the May 1, 2017 BOT meeting agenda for this item.

2. Resolution 2017- 47, a Resolution of the Board of Trustees of the Town of Lyons Acting On Behalf of the Town's Water Enterprises Authorizing and Approving the Purchase of 4651 and 4652 Ute Hwy from the City of Longmont Acting on Behalf of its Water Utility Enterprise
Town Attorney Guckenberger reported the town received the final contract today with an effective date of April 24, 2017 and the closing date of April 25, 2017; this resolution authorizes the purchase of the properties and finishing the closing documents.

Motion: Trustee Waugh moved to approve Resolution 2017-47

Action: Approve, **Moved by** Trustee Juli Waugh, **Seconded by** Trustee Barney Dreistadt.
Motion passed unanimously.

VI. Items Removed from Consent Agenda

Resolution 2017-37, a Resolution Approving Change Orders, 77, 118, 119, 120 and 121 to the Contract with Krische Construction for Phase II Construction of LaVern M. Johnson Park, Formerly Known as Meadow Park

Trustee Karavas asked where the backup items were that were in the packet last week and if they had changed since then. Utilities Director Kubala confirmed that the backup in the packet last week had not been changed.

Motion: Trustee Karavas moved to approve Resolution 2017-37

Action: Approve, **Moved by** Trustee Mike Karavas, **Seconded by** Trustee Kerr.

VII. Trustee Reports

Trustee Karavas reported the Ecology Board meets on Wednesday nights. Discussion concerning updating the town tree ordinance and what to do concerning replacement trees if trees are taken down whether they are on town or private property. Town Clerk Anthony reported Mike Harris is staff liaison to the Ecology Board and has been working on updating the tree ordinance with the Ecology Board. BOT direction is to move forward with the tree ordinance and to add replacement of trees.

Trustee Waugh reported EDC met on April 12, 2017.

Trustee Kerr asked if EDC would be coordinating with UEB concerning pre-treatment.

Trustee Waugh stated EDC only needs input and understanding, the EDC will not be making recommendations on policies regarding waste water issues, they would only be helping businesses understand the process and keeping businesses informed and helping them comply. Trustee Waugh stated she would be meeting with Town Administrator Simonsen and Community Programs/Relations Director Mitchell.

Trustee Dreistadt reported the PCDC had discussions concerning the Planet Bluegrass Farm Annexation and stated he has recused himself from the discussion. Trustee Dreistadt asked Town Attorney Guckenberger if this was necessary since he is the liaison to the PCDC, Town Attorney Guckenberger is to get back with Trustee Dreistadt on this.

Trustee Dreistadt reported the LAHC is working on revising the public art policies and procedures.

Trustee Dreistadt reported the PCDC is also working on ADU and tiny homes, annexation and zoning of the dog park and the back 10 acres at Bohn Park, CEC and DRBOP's.

Trustee Dreistadt also reported the Lyons Volunteers obtained a powerful chipper and may be able to help the town.

Mayor Pro Tem Greenberg reported the LRLD will be hosting a "Meet the Architect" session, LRLD would like to meet with the Town Planner before the May 1st, BOT meeting and the lease between the town and LRLD needs to be drafted for review by the LRLD.

Mayor Pro Tem Greenberg stated 208 riders paid the \$25 for their 2017 EcoPass, those who have not paid EcoPass will be turned off and if they want it later can pay the \$25 to reinstate. He would like to have the data for the renewal option.

Mayor Pro Tem Greenberg also reported he would like to have a walking tour of the pedestrian bridge options.

Trustee Miller asked if the blinking pedestrian lights could be put back up at 2nd and Main, when cars stop it gives a false sense of security as you don't know if the next car is going to stop. Joe Kubala reported studies show that people don't stop, we are looking for a new striping and will ask CDOT to put the better lights back up.

VIII. Adjournment

Motion: Trustee Kerr moved to adjourn at 9:00 pm

Action: Adjourn, **Moved by** Trustee Kerr, **Seconded by** Trustee Wendy Miller.

Motion passed unanimously.

“The Town of Lyons will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. Persons needing accommodations or special assistance should contact the Town at hr@townoflyons.com as soon as possible, but no later than 72 hours before the scheduled event.”